

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re:

WILSON LAND PROPERTIES, LLC,

Debtor.

Case No. 18-10514-AIH

Chapter 7

Judge Arthur I. Harris

**RESPONSE OF KARI B. CONIGLIO, CHAPTER 7 TRUSTEE FOR THE
BANKRUPTCY ESTATE OF RICHARD M. OSBORNE, TO THE OBJECTION
OF 11520 MONARCH LLC TO JOINT MOTION OF TRUSTEE AND
CITIZENS BANK, N.A. TO DISTRIBUTE SALE PROCEEDS**

Kari B. Coniglio (the “Osborne Trustee”), the chapter 7 trustee for the bankruptcy estate of Richard M. Osborne, Sr. (the “Osborne Debtor”), hereby respectfully responds to the Objection of 11520 Monarch LLC to Joint Motion of Trustee and Citizens Bank, N.A. to Distribute Sale Proceeds as follows:

1. The Osborne Trustee is the chapter 7 trustee for the bankruptcy estate of the Osborne Debtor.
2. According to the Osborne Debtor’s Schedule A/B, the Osborne Debtor holds 100% of the membership interests in 11520 Monarch LLC (“Monarch”). *See* Dkt. 29, at p. 73 (Schedules and Statements filed 1/17/18 identifying estate’s interests in Monarch); *see also* Amended Schedule A/B, Dkt. 912, at p. 74 (identifying estate’s interests in 100% of the membership interests of Monarch).
3. Upon information and belief, Monarch has no business operations or creditors. A review of the filed financing statements with the Ohio Secretary of State reflects no financing statements having been filed against Monarch.

4. Accordingly, while the Osborne Trustee does not oppose the Joint Motion filed by the Wilson Land Trustee and Citizens Bank, N.A., the Osborne Trustee asserts that to the extent any amounts are payable to Monarch such amounts shall be paid to the Osborne Trustee on account of the Osborne Debtor's membership interests in Monarch.

WHEREFORE, the Osborne Trustee requests that to the extent this Court determines that any amounts are payable to Monarch, that such amounts be paid to the Osborne Trustee for distribution in the Osborne Debtor's Chapter 7 estate, and that this Court enter any other or further relief in favor of the Osborne Trustee as is just and equitable.

Respectfully submitted,

Dated: January 8, 2021

VORYS, SATER, SEYMOUR AND PEASE LLP

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CERTIFICATE OF SERVICE

I hereby certify that on January 8, 2021 a true and correct copy of the foregoing *Response of Kari B. Coniglio, Chapter 7 Trustee for the Bankruptcy Estate of Richard M. Osborne, to the Objection of 11520 Monarch LLC to Joint Motion of Trustee and Citizens Bank, N.A. to Distribute Sale Proceeds* was served via the Court's Electronic Case Filing System on these entities and individuals who are listed on the Court's Electronic Mail Notice List:

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